



February 24, 2006

ENGROSSED HOUSE BILL No. 1259

DIGEST OF HB 1259 (Updated February 22, 2006 5:18 pm - DI 71)

Citations Affected: IC 4-3.

Synopsis: Military base development. Adds additional members to the military base planning council. Includes the Muscatatuck Training Center in the military bases eligible for development.

Effective: July 1, 2006.

Koch, Denbo, Crooks, Welch

(SENATE SPONSORS — STEELE, HUME)

January 10, 2006, read first time and referred to Committee on Commerce, Economic Development and Small Business.

January 25, 2006, reported — Do Pass.

January 30, 2006, read second time, ordered engrossed. Engrossed.

February 2, 2006, read third time, passed. Yeas 97, nays 0.

SENATE ACTION

February 6, 2006, read first time and referred to Committee on Homeland Security, Utilities, and Public Policy.

February 23, 2006, amended, reported favorably — Do Pass.

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February 24, 2006

Second Regular Session 114th General Assembly (2006)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2005 Regular Session of the General Assembly.

ENGROSSED HOUSE BILL No. 1259

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 4-3-21-2, AS ADDED BY P.L.5-2005, SECTION
2 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
3 2006]: Sec. 2. As used in this chapter, "military base" means a United
4 States **or Indiana** government military installation that:

5 (1) has an area of at least ~~sixty thousand (60,000)~~ **nine hundred**
6 **(900)** acres; and

7 (2) is used for:

8 **(A)** the design, construction, maintenance, and testing of
9 electronic devices and ordnance; **and**

10 **(B) the training of active and reserve component forces of**
11 **the United States military.**

12 SECTION 2. IC 4-3-21-4, AS ADDED BY P.L.5-2005, SECTION
13 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
14 2006]: Sec. 4. The council consists of the following members:

15 (1) Each member of the house of representatives whose house
16 district includes all or part of a county that contains any part of a
17 military base.

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(2) Each member of the senate whose senate district includes all or part of a county that contains any part of a military base.

(3) The lieutenant governor or the lieutenant governor's designee.

(4) The adjutant general or the adjutant general's designee.

(5) The commissioner of the department of environmental management or the commissioner's designee.

(6) The commissioner of the Indiana department of transportation or the commissioner's designee.

(7) The **executive** director of the ~~state emergency management agency~~ **department of homeland security** or the **executive** director's designee.

(8) The commissioner of the department of workforce development or the commissioner's designee.

(9) The president of the Indiana economic development corporation or the president's designee.

(10) The director of the office of energy and defense development.

~~(8)~~ **(11)** The following local government representatives:

(A) One (1) member of the county executive of each county that contains all or part of a military base, appointed by the county executive.

(B) One (1) member of the county fiscal body of each county that contains all or part of a military base, appointed by the county fiscal body.

(C) One (1) member:

(i) who is the executive of the municipality having the largest population in each county that contains all or part of a military base if that municipality is a city; or

(ii) who is appointed from the membership of the fiscal body of that town, if a town is the municipality having the largest population in the county.

(D) One (1) member of the legislative body of the municipality having the largest population in each county that contains a military base, appointed by the legislative body of that municipality.

(E) One (1) member of the county executive of each county listed in IC 36-7-30.5-10(4) through IC 36-7-30.5-10(6), appointed by the county executive.

SECTION 3. IC 4-3-21-11, AS ADDED BY P.L.203-2005, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2006]: Sec. 11. The council shall do the following:

(1) Identify the public infrastructure and other community support

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- 1 necessary:
- 2 (A) to improve mission efficiencies; and
- 3 (B) for the development and expansion;
- 4 of military bases in Indiana.
- 5 (2) Identify existing and potential impacts of encroachment on
- 6 military bases in Indiana.
- 7 (3) Identify potential state and local government actions that can:
- 8 (A) minimize the impacts of encroachment on; and
- 9 (B) enhance the long term potential of;
- 10 military bases.
- 11 (4) Identify opportunities for collaboration among:
- 12 (A) the state, including the military department of the state;
- 13 (B) political subdivisions;
- 14 (C) military contractors; and
- 15 (D) academic institutions;
- 16 to enhance the economic potential of military bases and the
- 17 economic benefits of military bases to the state.
- 18 (5) Review state policies, including funding and legislation, to
- 19 identify actions necessary to prepare for the United States
- 20 Department of Defense Efficient Facilities Initiative scheduled to
- 21 begin in 2005.
- 22 (6) Study how governmental entities outside Indiana have
- 23 addressed issues regarding encroachment and partnership
- 24 formation described in this section.
- 25 (7) With respect to a multicounty federal **and state** military base
- 26 under IC 36-7-30.5:
- 27 (A) vote to require the establishment of the development
- 28 authority under IC 36-7-30.5, if necessary; and
- 29 (B) advise and submit recommendations to a development
- 30 authority board appointed under IC 36-7-30.5.

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Commerce, Economic Development and Small Business, to which was referred House Bill 1259, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

HARRIS T, Chair

Committee Vote: yeas 10, nays 0.

COMMITTEE REPORT

Madam President: The Senate Committee on Homeland Security, Utilities, and Public Policy, to which was referred House Bill No. 1259, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Delete the title and insert the following:

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 4-3-21-2, AS ADDED BY P.L.5-2005, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2006]: Sec. 2. As used in this chapter, "military base" means a United States **or Indiana** government military installation that:

(1) has an area of at least ~~sixty thousand (60,000)~~ **nine hundred (900)** acres; and

(2) is used for:

(A) the design, construction, maintenance, and testing of electronic devices and ordnance; **and**

(B) the training of active and reserve component forces of the United States military."

Page 2, delete lines 28 through 42, begin a new paragraph and insert:

"SECTION 3. IC 4-3-21-11, AS ADDED BY P.L.203-2005, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2006]: Sec. 11. The council shall do the following:

(1) Identify the public infrastructure and other community support necessary:

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- (A) to improve mission efficiencies; and
- (B) for the development and expansion;
of military bases in Indiana.
- (2) Identify existing and potential impacts of encroachment on military bases in Indiana.
- (3) Identify potential state and local government actions that can:
 - (A) minimize the impacts of encroachment on; and
 - (B) enhance the long term potential of;
military bases.
- (4) Identify opportunities for collaboration among:
 - (A) the state, including the military department of the state;
 - (B) political subdivisions;
 - (C) military contractors; and
 - (D) academic institutions;
 to enhance the economic potential of military bases and the economic benefits of military bases to the state.
- (5) Review state policies, including funding and legislation, to identify actions necessary to prepare for the United States Department of Defense Efficient Facilities Initiative scheduled to begin in 2005.
- (6) Study how governmental entities outside Indiana have addressed issues regarding encroachment and partnership formation described in this section.
- (7) With respect to a multicounty federal **and state** military base under IC 36-7-30.5:
 - (A) vote to require the establishment of the development authority under IC 36-7-30.5, if necessary; and
 - (B) advise and submit recommendations to a development authority board appointed under IC 36-7-30.5."

Delete page 3.

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1259 as printed January 26, 2006.)

WYSS, Chairperson

Committee Vote: Yeas 9, Nays 0.

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